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November 20, 2007

**VIA ELECTRONIC FILING**

Honorable Joseph J. Farnan, Jr.  
United States District Court Judge  
United States District Court  
844 N. King Street, 4<sup>th</sup> floor  
Wilmington, DE 19801

**RE: Dennis L. Smith v. Ex-Police Chief Guy D. Baynard**  
**C.A. No. 98-639-JJF**

Dear Judge Farnan:

Pursuant to the Court's Order of October 31, 2007, enclosed is a revised Proposed Pre-Trial Order. I forwarded the Proposed Order to Mr. Smith. He has indicated that he will provide Plaintiff's input on Monday, November 26, 2007.

I have also discussed with Mr. Smith trial availability in December, 2007 or March, 2008. I have informed Mr. Smith that my schedule and defendant's anticipated availability is better suited to a March, 2008 date. Mr. Smith has not given me his position on this matter.

Respectfully submitted,  
/s/ Bruce C. Herron  
Bruce C. Herron  
Attorney for Defendant  
Attorney ID Number: 2315

BCH:tad

Enclosure

cc: U.S. District Court Clerk (w/encl.) (via first class mail)  
Mr. Dennis Smith (w/encl.) (via first class mail)